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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

BRETT CURTIS HAIR,

Defendant.

CASE NO. 1:25-CR-37 KES-BAM

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

DATE: April 23, 2025
TIME: 1:00 p.m.
COURT: Hon. Barbara A. McAuliffe

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on April 23, 2025.
2. By this stipulation, defendant now moves to vacate the status conference and set the matter for a change of plea on May 12, 2025, at 9:30 a.m., and to exclude time between April 23, 2025, and May 12, 2025, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has represented that the discovery associated with this case includes investigative reports and related documents and recordings. All of this discovery has been either produced directly to counsel and/or made available for inspection and copying.
 - b) Counsel for defendant desires additional time to review the current charges,

1 conduct independent investigation, and confer with his client concerning the government's plea
2 offer and plea agreement.

3 c) Counsel for defendant believes that failure to grant the above-requested
4 continuance would deny him/her the reasonable time necessary for effective preparation, taking
5 into account the exercise of due diligence.

6 d) The government does not object to the continuance.

7 e) Based on the above-stated findings, the ends of justice served by continuing the
8 case as requested outweigh the interest of the public and the defendant in a trial within the
9 original date prescribed by the Speedy Trial Act.

10 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
11 et seq., within which trial must commence, the time period of April 23, 2025 to May 12, 2025,
12 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]
13 because it results from a continuance granted by the Court at defendant's request on the basis of
14 the Court's finding that the ends of justice served by taking such action outweigh the best interest
15 of the public and the defendant in a speedy trial.

16 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
17 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
18 must commence.

19 IT IS SO STIPULATED.

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21 Dated: April 16, 2025

MICHELE BECKWITH
Acting United States Attorney

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23 /s/ KAREN A. ESCOBAR
KAREN A. ESCOBAR
24 Assistant United States Attorney
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1 Dated: April 16, 2025

/s/ TIMOTHY P. HENNESSY
TIMOTHY P. HENNESSY
Counsel for Defendant
BRETT CURTIS HAIR

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5 **ORDER**

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7 IT IS SO ORDERED that the status conference set for April 23, 2025, is vacated. A change of plea
8 hearing is set for **May 12, 2025, at 9:30 a.m. in Courtroom 6 before District Court Judge Kirk E.**
9 **Sherriff.** Time is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv).

10
11 IT IS SO ORDERED.

12 Dated: April 17, 2025

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE